

FILED

Sept. 30, 2010

Clerk of the Court  
United States District Court  
Northern District of California  
450 Golden Gate Avenue  
San Francisco, CA 94102

Re: McIntosh -v- Holder  
Doc. No. C 09-0750 CRB (PR)

Dear Clerk:

I am in receipt of your letter dated September 20, 2010, in which you stated that I need to pay \$455.00 appeal docketing fee.

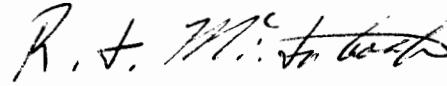
Please take note that the court granted my Motion for Leave to Proceed in forma pauperis (See Docket Sheet entry item No. 9).

In a reading of: Federal Rules of Appellate Procedure, Rule 24(a)(3) reads:

(3) Prior Approval. A party who was permitted to proceed in forma pauperis in the district-court action, or who was determined to be financially unable to obtain an adequate defense in a criminal case, may proceed on appeal in forma pauperis without further authorization...

Thus, I believe I am not required to pay the fee, further I am still without funds to pay such a large fee.

Respectfully yours,

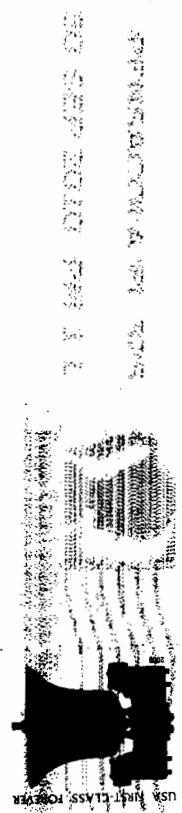


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